

By: Swanson

H.B. No. 3242

A BILL TO BE ENTITLED

AN ACT

relating to a defense to prosecution for a handgun license holder who carries a handgun on certain premises.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Section 46.15, Penal Code, is amended by adding Subsection (n) to read as follows:

(n) It is a defense to prosecution under Sections 46.03(a) and 46.035(a-2), (a-3), (b), and (c) that:

(1) the person was carrying a handgun that the person was licensed to carry under Subchapter H, Chapter 411, Government Code, and no other weapon prohibited under the applicable section;  
and

(2) the license holder was personally given notice that carrying a handgun on the property was prohibited and promptly departed from the property.

SECTION 2. The change in law made by this Act applies only to an offense committed on or after the effective date of this Act. An offense committed before the effective date of this Act is governed by the law in effect on the date the offense was committed, and the former law is continued in effect for that purpose. For purposes of this section, an offense was committed before the effective date of this Act if any element of the offense occurred before that date.

SECTION 3. This Act takes effect September 1, 2021.